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March 25, 2005

Via Facsimile to (703) 872-9306

Mail Stop AMENDMENT

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Re: Applicants: Michael F. Braitherg; Steven B. Volk; Daniel R. Zabarris; David H. Davies
 Assignee: DPHI Acquisitions, Inc.
 Title: Combination Mastered And Writable Medium And Use In Electronic Internet Appliances
 Application No.: 09/721,587 Filing Date: November 21, 2000
 Examiner: Longbit Chai Group Art Unit: 2131
 Docket No.: M-8531-1D US Confirmation No.: 9943

Dear Sir:

Transmitted herewith are the following documents in the above-identified application:

- (1) Certification of Facsimile Transmission (1 page);
- (2) This Transmittal Letter (1 page);
- (3) Terminal Disclaimer (1 page);
- (4) Request for Continued Examination (RCE) (1 page); and
- (5) Response to Final Office Action (5 pages).



No additional fee is required.



The fee has been calculated as shown below:

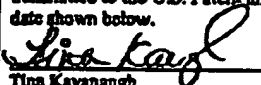
12/2005 CBARNES1 00000009 502257 09721587

CLAIMS AS AMENDED


FC:1814

130.00 DA

130.00 DA	Claims Remaining <u>After Amendment</u>		Highest No. Previously Paid For		Present <u>Extra</u>	<u>Rate</u>	Additional Fee
Total Claims	4	Minus	20	=	0	x \$25.00	\$ - 0 -
Independent Claims	1	Minus	4	=	0	x \$100.00	\$ - 0 -
<input type="checkbox"/>	Fee of \$145.00 for the first filing of one or more multiple dependent claims per application						\$
<input checked="" type="checkbox"/>	TERMINAL DISCLAIMER FEE						\$ 65.00
<input checked="" type="checkbox"/>	REQUEST FOR CONTINUED EXAMINATION FEE (RCE) FEE						\$ 395.00
	Total additional fee for this Amendment:						\$
<input checked="" type="checkbox"/>	Conditional Petition for Extension of Time: If an extension of time is required for timely filing of the enclosed document(s) after all papers filed with this transmittal have been considered, an extension of time is hereby requested.						
<input checked="" type="checkbox"/>	Please charge our Deposit Account No. 50-2257 in the amount of						\$ 460.00
<input checked="" type="checkbox"/>	Also, charge any additional fees required and credit any overpayment to our Deposit Account No. 50-2257						
	Total:						\$ 460.00

Certification of Facsimile Transmission
 I hereby certify that this paper is being facsimile
 transmitted to the U.S. Patent and Trademark Office on the
 date shown below.

 Tina Kavanaugh
 March 25, 2005
 Date of Signature

Respectfully submitted,


 Jonathan W. Hallman
 Attorney for Applicants
 Reg. No. 42,622

PAGE 310* RCVD AT 3/25/2005 1:37:14 PM [Eastern Standard Time] * SVR:USPTO-EFAXF-12 * DUIS:8729308 * CSD:9497527049 * DURATION (mm:ss):05:02

Adjustment Date: 06/10/2005 SDIRETA1
 04712/2005 CBARNES1 00000009 502257 09721587
 01 FC:1814 130.00 CR

06/10/2005 SDIRETA1 00000001 502257 09721587

02 FC:2814 65.00 DA

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FACSIMILE COVER

Date:	April 19, 2005		
To:	Office of Finance – Refund Branch	Fax Number #:	703 308-5077
		Telephone Number:	703 303 4229
From:	Aviane Dimayuga		
Subject:	Account Adjustment	Time Sent:	
Client/File:	Docket Number M-8531-1DUS	Fax Operator:	AD

This transmittal consists of 2 total page(s), including this cover sheet.

Message: Re: Deposit Account No. 502257

Our deposit account has been incorrectly charged the following amount:

Date	Seq	Posting Ref Text	Docket Nbr	Fee Code	Amount	
04/12	9	09721587	M-8531-1DUS	1801	\$790.00	395.00
04/12	10	09721587	M-8531-1DUS	1814	\$130.00	+65.00
						460.00 refund

DPHI Acquisitions, Inc. is a small entity, therefore the RCE fee should be \$395.00 as well as the terminal disclaimer fee should be \$65.00. \$460.00

We have attached a copy of our correspondence for your reference. Please adjust our deposit account accordingly.

Thank you,
Aviane Dimayuga

If you do not receive all pages, please call (408) 392-9250

THE INFORMATION CONTAINED IN THIS FACSIMILE MESSAGE IS INTENDED ONLY FOR THE PERSONAL AND CONFIDENTIAL USE OF THE DESIGNATED RECIPIENT(S) NAMED ABOVE. THIS MESSAGE MAY BE AN ATTORNEY-CLIENT COMMUNICATION, AND AS SUCH IS PRIVILEGED AND CONFIDENTIAL. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT OR AN AGENT RESPONSIBLE FOR DELIVERING IT TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT YOU HAVE RECEIVED THIS DOCUMENT IN ERROR AND THAT ANY REVIEW, DISSEMINATION, DISTRIBUTION OR COPYING OF THIS MESSAGE IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE AND RETURN THE ORIGINAL MESSAGE TO US BY MAIL. THANK YOU.

MAR 25 2005

PTO/SB/20 (08-04)

Approved for use through 07/01/2008. OMB 0631-0001
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

Under the Patentmark Reduction Act of 1995, no actions are required to respond to a notification of information unless it contains a valid OMB control number.

Request for Continued Examination (RCE) Transmittal Address to: Mail Stop RCE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450	Application Number	08/721,587
	Filing Date	November 21, 2000
	First Named Inventor	Michael F. Bralberg
	Art Unit	2131
	Examiner Name	Chai Longbi
	Attorney Docket Number	M-8531-1D US

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____

ii. ☐ Other _____

b. ☒ Enclosed

i. ☒ Amendment/Reply

ii. ☐ Information Disclosure Statement (IDS)

iii. ☐ Affidavit(s)/Declaration(s)

iv. ☒ Other Terminal Disclaimer

2. **Miscellaneous**

a. ☐ Suspension of prosecution on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.170) required) Other _____

3. **Fees**

The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed. The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 60-2257. I have enclosed a duplicate copy of this sheet.

a. ☒ RCE fee required under 37 CFR 1.17(e)

b. ☐ Extension of time fee (37 CFR 1.135 and 1.17)

c. ☐ Other _____

b. ☐ Check in the amount of \$ _____ enclosed

c. ☐ Payment by credit card (Form PTO-2030 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2030.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED	
Signature	Date
Name (Print/Type) Jon W. Hartman	March 25, 2005
Registration No.	42,822

CERTIFICATE OF MAILING OR TRANSMISSION	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 or to be transmitted to the U.S. Patent and Trademark Office on the date shown below.	
Signature	Date
Name (Print/Type) Tina Koverovich	March 25, 2005

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 36 U.S.C. 123 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

PAGE 5/10 * RCVD AT 3/25/2005 1:37:14 PM (Eastern Standard Time) * SVR:USPTO-EFAXF-1/2 * OHS:3729306 * CSD:9497527049 * DURATION (mm:ss):05:02

Adjustment Date: 06/10/2005 SDIRETA1
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01 FC:1801 790.00 CR

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<input checked="" type="checkbox"/> Also, charge any additional fees required and credit any overpayment to our Deposit Account No. 50-2257							
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<i>Tina Kavanagh</i>	March 25, 2005
Tina Kavanagh	Date of Signature

Respectfully submitted,

Jonathan W. Hallman
Jonathan W. Hallman
Attorney for Applicants
Reg. No. 42,622